



RESPONSE UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1642

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: OGATA=4

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In re Application of: ) Art Unit: 1642  
Etsuro OGATA et al )  
Appln. No.: 09/763,370 ) Examiner: A. HARRIS  
Date Filed: February 21, 2001 ) Washington, D.C.  
For: METHOD OF DIAGNOSING BONE...) July 17, 2002

REPLY TO FINAL ACTION: AMENDMENT AND REMARKS

Honorable Commissioner for Patents  
Washington, D.C. 20231

Sir:

Replying to final Action mailed January 29, 2002,  
petition for three months' extension of time and late fee being  
attached hereto, please amend as follows:

IN THE CLAIMS

Attached hereto is a marked-up version of the changes  
made to the claims by the current amendment. The attached  
version is captioned "Version with Markings to Show Changes  
Made".

Delete claim 1 in favor of claim 6 as amended below:

6. (amended) A method of diagnosing metasasis of

*C1*  
*CB*  
*MD* malignant tumor to bone using both a marker that reflects the  
activity of osteoblasts and a marker that reflects the action  
of osteoclasts,